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Attachment 2

September 7, 2011

Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street, SW
Washington, DC 20554

Madison County Schools, Billed Entity Number 128813, (MCS) is requesting a waiver of the FCC 471 filing window for Funding Year 2011 to allow additional time for contract negotiations for Digital Transmission Service, Fiber Optic, Gigabit Ethernet. The FCC Form 471 number is 822447, and the FRN is 2239596. The original proceeding name is 02-6 and the ECFS Filing Receipt - Confirmation Number is 2011324775172. Attached you will find: 1) a copy of the original waiver submission, 2) the original waiver submission confirmation, and 3) the "Funding Year 2011 Form 471 Postmarked Outside Of Window Letter". This submission is an update to the original waiver request submitted March 24, 2011.

Update September 7, 2011

MCS has contracted with a Kentucky State Master Contract Service Provider, BellSouth Telecommunications, Kentucky Information Highway 2, (KIH2), SPIN 143004824 to provide Digital Transmission Service, Fiber Optic, Gigabit Ethernet for Funding Year 2011. The pre-discount cost of the service is \$598,752.00 which is significantly less than \$1.44 million proposed by Time Warner Communications (TWC).

KIH2 is a consortium of Telecommunication Service Providers in Kentucky. AT&T and Windstream are two members of the consortium that are working together to provide service to MCS. They are in the process of building out their fiber optic Metro Ethernet network to MCS sites. This involves:

- 1) Connecting 3 sites currently in the Metro Ethernet Network service area,
- 2) AT&T extending their Metro Ethernet service area to 9 sites,
- 3) Windstream extending their Metro Ethernet service area to 4 sites,
- 3) Constructing "Meet Point" connectivity between Windstream and AT&T Metro Ethernet services.

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In addition to the Waiver Of The Form 471 filing window deadline, I would also like to request a FRN split between TWC and KIH2. This split would divide FRN 2239596 between the new provider (KIH2) and the previous provider (TWC) to cover the cost of service received during the delay in transition. Below is the information for the split:

1. Billed Entity Number: 128813
2. Applicant Name: Madison County School District
3. Funding Request Number (FRN): 2239596
4. Form 471 Application Number: 822447
5. Applicant Contact: Charlene T. McGee
6. Applicant Phone: 859-625-6010 x6654
7. Applicant E-mail Address: charlene.mcgee@madison.kyschools.us
8. Original SPIN: 143004824
9. Original Service Provider: BellSouth Telecommunications, Inc. (KIH2)
10. Original Service Provider Contact: Tammy Smith
11. Original Service Provider Phone: 404-829-6359
12. Original Service Provider E-mail Address: mecoesoutheast@att.com
13. New (Previous) SPIN: 143030547
14. New (Previous) Service Provider: Time Warner Cable Information Services, LLC (TWC)
15. New (Previous) Service Provider Contact: Julie P Laine
16. New (Previous) Service Provider Phone: 212-364-8482
17. New (Previous) Service Provider E-mail Address: Julie.Laine@twcable.com

FRN Split By SPIN				
SPIN	Service Provider	Months Service	Service Period	Total FRN
143004824	BellSouth Telecommunications	12	July 2011 - June 2012	\$547,469.00
143030547	Time Warner	4	July 2011 - October 2011	\$51,283.00
Total FRN's				\$598,752.00

I Certify that:

(1) all SPIN changes requested in this letter are allowed under all applicable state and local procurement rules,

(2) the SPIN changes are allowable under the terms of the contract, if any, between the applicant and its original service provider, and

(3) the applicant has notified its original service provider of its intent to change service providers.

Below is an excerpt from FCC Public Notice DA No. 10-2356, Dated December 15, 2010, Service Provider Identification Number (SPIN) Change Procedures clarification section regarding FRN splits during delay in transition between service providers.

Q: When an applicant is transitioning from one provider to another, there may be a delay in the transition. Given the SPIN change clarification discussed above, may applicants continue to split the FRN and switch back to their previous service provider until the new provider is able to provide service, even if the previous provider was not the second highest bidder?

A: Yes. An applicant may switch back to the previous service provider; however, the amount of funding that the service provider receives cannot exceed the amount that was initially requested on the applicant's FCC Form 471.

Sincerely,



Charlene T. McGee
Madison County School District
702 North Second Street
Richmond, KY 40475

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